IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2737 OF 2007

...

Nakhubai Sunder Jarkhad ..Petitioner

v/s.

The District Collector, Pune

and ors. ..Respondents

...

Mr.T.D.Deshmukh for the Petitioner.

Mr.V.P.Malwankar, AGP for the State.

Mr.V.B.Nighot for Respondent No.4.

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CORAM: D.K.DESHMUKH &

V.M.KANADE, JJ.

DATED: 22ND NOVEMBER, 2007

P.C.:

1. By this Petition the Petitioner challenges the notification issued under Section 6 of the Land

Acquisition Act. The land of the Petitioner is compulsorily acquired under the Land Acquisition Act for the purpose of Co.operative Sugar Factory. The Petitioner had raised objections under Section 5 of the Act. Those objections have been duly considered and rejected.

2. The principal objection of the Petitioner was that the purpose for which the land is required i.e. Co.operative Sugar Factory is not the public purpose. The Land Acquisition Officer has dealt with that objection raised by the Petitioner and it is found that the land of the Petitioner is in midst of the lands which are being acquired by the Sugar Factory. As the objection raised by the Petitioner is duly considered, no illegality can be found with the acquisition. Petition is, therefore, disposed of.

(D.K.DESHMUKH, J.)

(V.M.KANADE, J.)